

15992 U.S. PTO  
012804

Docket No.: 56978US0070

22390 U.S. PTO  
10/766127  
012804

### Transmittal of Continuing Patent Application - Rule 1.53(b)

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pursuant to 37 CFR § 1.53(b), please file a divisional application of pending prior Application No. 09/938188, filed on August 23, 2001.

Inventor(s): Wayne W. FAN and Steven J. MARTIN

Title: WATER AND OIL REPELLENT MASONRY TREATMENTS

1. ☒ Enclosed is a copy of the Oath or Declaration in the prior application.
2. ☐ Enclosed is a newly executed Declaration and Power of Attorney.
3. ☒ Enclosed is a copy of the Specification which includes:  
    26 Pages of Specification (including claims and abstract)  
    16 Number of Claims  
    -0- Sheets of Drawings
4. ☒ The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. (Not applicable for CIP).
5. ☐ A Preliminary Amendment is enclosed.
6. ☐ This application is being filed by less than all the inventors named in the prior application.  
Please delete the names of the following person(s) who are not inventors of the invention being claimed in this application: \_\_\_\_\_.
7. ☒ The fee for filing this application is computed as follows:

Claims as Filed				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee: \$770.00
Total claims	16	- 20 = 0	x \$18.00	\$0.00
Independent claims	1	- 3 = 0	x \$86.00	\$0.00
Additional fee for filing one or more multiple dependent claims			\$290.00	\$0.00
Total Amount Due				\$770.00

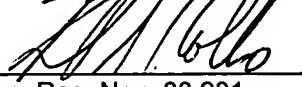
8. ☒ Please charge to Deposit Account No. 13-3723 any fees under 37 CFR §§ 1.16 and 1.17, which may be required to file and during the entire pendency of this application. This authorization includes the fee for any necessary extension of time under 37 CFR § 1.136(a). To the extent any such extension should become necessary, it is hereby requested. One copy of this sheet marked duplicate is also enclosed.
9. An Assignment
  - ☒ to 3M Innovative Properties Company is of record in the prior application.
  - ☐ from Minnesota Mining and Manufacturing Company to 3M Innovative Properties Company has been filed/is being filed concurrently in the prior application but is not yet recorded.
  - ☐ to \_\_\_\_\_ is enclosed along with a completed Assignment Recordation Cover Sheet.

☒ Customer Number for  
Correspondence Address:

**32692**

10. ☐ A Power of Attorney is enclosed.  
11. ☐ Other enclosures:  
12. ☒ Enclosed is a return receipt postcard.

Respectfully submitted,

Date Jan 28, 2004 By:   
Kent S. Kokko, Reg. No.: 33,931  
Telephone No.: (651) 733-3597

Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: (651) 736-3833

**Filing of Papers and Fees by Express Mailing**

Pursuant to 37 § CFR 1.10, this application and the documents and fees listed on this transmittal letter are being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date of Deposit

JANUARY 28, 2004

Express Mail Label No.

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